

698. Recovery of premiums paid.—

"such contract, bargain, agreement, or secret understanding" in lines 2 and 3 of this section relates to § 696 of this title. The section should be amended to express this fact.

699. Bill for discovery of agreements.—

"such contract, bargain, agreement, or secret understanding" in lines 2 and 3 of this section relates to § 696 of this title. The section should be amended to express this fact.

Chapter 17.—RESERVATION AND SALE OF TOWN SITES ON THE PUBLIC LANDS.

★ **Section 713. Town or city sites.—** * * * the municipal property. But any actual settler upon any one lot, as above provided, and upon any additional lot in which he may have substantial improvements shall be entitled to prove up and purchase the same as a pre-emption, at such minimum, at any time before the day fixed for the public sale. (R. S. § 2382.)

The last sentence of the section which is set out above was omitted from the Code.

★719. When entry is to be made.—

"Field Surveying Service" in lines 10 and 11 of this section should read "Supervisor of Surveys" by virtue of § 51 of this title.

"of the district in which the lands are situated" should be omitted.

722. Title acquired to mines or mining claims.—

In R. S. § 2392 constituting this section the words "existing law" appears instead of "laws existing on March 2, 1867," which appear in the section as here reproduced. It is believed by the Department of the Interior that the words "held under existing laws," in R. S. § 2392, means laws existing at the time lands are sought to be acquired under the townsite laws coded under §§ 711 to 721 of this title, and that the words "existing on March 2, 1867," should be omitted, and the word "existing" restored before the word "laws."

★725. Quantity of land excluded from homestead entry.—

"preemption or" should be read into line 3 of this section preceding "homestead."

728. Town-site entries on mineral lands; title to minerals and claims not acquired.—

In this section, the words "existing law" appear instead of "law existing on March 3, 1891" which appear in line 7 of this section as here reproduced. It is believed by the Department of the Interior that the words "the law existing on March 3, 1891," should be omitted, and the words "existing law" restored.

Chapter 18.—SURVEY OF PUBLIC LANDS.

★Section 751. Rules of survey.—

While "deputy surveyors" in line 1 of the fourth subdivision of this section and "surveyor" in line 1 of the seventh subdivision appear in the statutory provision constituting this section the present organization of the surveying service does not carry these words but uses the words "cadastral engineer."

"Field Surveying Service" in lines 1 and 2 of the eighth subdivision of this section should read "Supervisor of Surveys" by virtue of § 51 of this title.

"Field Surveying Service" in lines 9 and 10 of the eighth subdivision is said by the Department of the Interior to be not objectionable, although the copies referred to are filed in the Public Survey Office for the appropriate district.

754. Contracts for surveys; when binding.—

The contract system of surveying the public lands shown in §§ 754, 755, 756, 764, 765 and 771 of this title, has been abandoned since the Sundry Civil Appropriation Act of June 25, 1910, c. 384, 36 Stat. 740, but the statutes have never been specifically repealed.

755. Contract for survey; instructions deemed part of.—

See note under § 754 of this title.

756. Prices of surveys; how established.—

See note under § 754 of this title.

764. Augmented rates for surveys of forest lands; Oregon.—

See note under § 754 of this title.

765. Augmented rates for surveys of forest lands; California and Washington.—

See note under § 754 of this title.

★767. Surveys on watercourses in certain cases.—

This section, a part of the old public sale system, has long since served its purpose, and is no longer used or needed.

"Field Surveying Service" in line 5 of this section should read "Supervisor of Surveys" by virtue of § 51 of this title.

"of the district in which such land is situated, and where the change is intended to be made" in same line should be omitted.

771. Compensation by the day in Oregon and California.—

See note under § 754 of this title.

★773. Resurveys or retracements of township lines, etc.—

"United States Field Surveying Service for the proper State" in line 6 of this section should read "Supervisor of Surveys" by virtue of § 51 of this title.

"or if there be no Field Surveying Service in such State, then with the Commissioner of the General Land Office" in lines 6, 7, and 8 of this section should be omitted.

"Field Surveying Service" in line 18 of this section should read "Supervisor of Surveys" by virtue of § 51 of this title.

774. Protection of surveyor by marshal.—

This section is an accurate reproduction of R. S. § 2413, which it purports to constitute, but under the present organization of the surveying service "cadastral engineer" takes the place of "surveyor" and "deputy surveyor" appearing in the section.

Chapter 19.—BOUNTY LANDS.

GENERAL PROVISIONS

Section 781. Investigation of frauds.—

The Commissioner of Pensions mentioned in this section no longer exists. The Bureau of Pensions has by authority of chapter 1A of Title 38, and the President's order of July 21, 1930, been consolidated with certain other agencies into an establishment known as the Veterans' Administration. The Administrator of Veterans' Affairs is the head of the establishment and has all the powers and duties of the former Commissioner of Pensions.

784. Duty of Commissioner of Pensions to execute bounty-land laws.—

The Commissioner of Pensions mentioned in this section no longer exists. The Bureau of Pensions has by authority of chapter 1A of Title 38, and the President's order of July 21, 1930, been consolidated with certain other agencies into an establishment known as the Veterans' Administration. The Administrator of Veterans' Affairs is the head of the establishment and has all the powers and duties of the former Commissioner of Pensions.

785. Person to sign bounty-land warrants.—

The Commissioner of Pensions mentioned in this section no longer exists. The Bureau of Pensions has by authority of chapter 1A of Title 38, and the President's order of July 21, 1930, been consolidated with certain other agencies into an establishment known as the Veterans' Administration. The Administrator of Veterans' Affairs is the head of the establishment and has all the powers and duties of the former Commissioner of Pensions.

786. Printed instructions furnished free.—

The Commissioner of Pensions mentioned in this section no longer exists. The Bureau of Pensions has by authority of chapter 1A of Title 38, and the President's order of July 21, 1930, been consolidated with certain other agencies into an establishment known as the Veterans' Administration. The Administrator of Veterans' Affairs is the head of the establishment and has all the powers and duties of the former Commissioner of Pensions.

RIGHT TO BOUNTY; AMOUNT

803. Parol proof of service.—

The Commissioner of Pensions mentioned in this section no longer exists. The Bureau of Pensions has by authority of chapter 1A of Title 38, and the President's order of July 21, 1930, been consolidated with certain other agencies into an establishment known as the Veterans' Administration. The Administrator of Veterans' Affairs is the head of the establishment and has all the powers and duties of the former Commissioner of Pensions.